

JOINT COMMITTEE ON ADMINISTRATIVE RULES

ILLINOIS GENERAL ASSEMBLY

CO-CHAIR:
SEN. MAGGIE CROTTY

CO-CHAIR:
REP. ANGELO "SKIP" SAVIANO

EXECUTIVE DIRECTOR:
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SEN. PAMELA ALTHOFF
SEN. DON HARMON
SEN. JOHN O. JONES
SEN. DALE A. RIGHTER
SEN. IRA SILVERSTEIN
REP. GREG HARRIS
REP. LOU LANG
REP. DONALD L. MOFFITT
REP. ROSEMARY MULLIGAN
REP. ANDRE THAPEDI

MINUTES

February 7, 2012

Meeting Called to Order

The Joint Committee on Administrative Rules met on February 7, 2012 at 9:30 a.m. in Room A-1 of the Stratton Office Building in Springfield, Illinois.

Co-Chair Crotty called the meeting to order and announced that the policy of the Committee is to allow only representatives of State agencies to testify orally on any rule under consideration at Committee hearings. Other persons are encouraged to submit their comments in writing.

ATTENDANCE ROLL CALL

X Senator Pamela Althoff	X Representative Greg Harris
X Senator Maggie Crotty	Representative Lou Lang
X Senator Don Harmon	X Representative Donald Moffitt
X Senator John O. Jones	X Representative Rosemary Mulligan
X Senator Dale Righter	X Representative Angelo "Skip" Saviano
Senator Ira Silverstein	Representative Andre Thapedi

APPROVAL OF THE MINUTES OF THE JANUARY 10, 2012 MEETING

Representative Moffitt moved, seconded by Representative Mulligan, to approve the minutes of the January 10, 2012 meeting. The motion passed unanimously.

REVIEW OF AGENCY RULEMAKINGS

Department of Public Health – Skilled Nursing and Intermediate Care Facilities Code (77 Ill. Adm. Code 300; 35 Ill. Reg. 9927)

Senator Harmon moved, seconded by Representative Saviano, that JCAR and DPH agree to extend the Second Notice Period for this rulemaking for an additional 45 days. The motion passed unanimously.

Department of Public Health – AIDS Drug Assistance Program (77 Ill. Adm. Code 692; 35 Ill. Reg. 15976)

Representative Harris moved, seconded by Senator Althoff, that JCAR recommend that DPH update its rules to reflect current policy in a more timely manner. DPH has been implementing changes in AIDS Drug Assistance Program policies and procedures without adopting them in rule first. The motion passed unanimously.

Illinois Student Assistance Commission – John R. Justice Student Loan Repayment Program (23 Ill. Adm. Code 2754; 36 Ill. Reg. 556) (Emergency)

Representative Moffitt moved, seconded by Senator Harmon, that JCAR object to ISAC disbursing federal funds under the Program in 2010 without adopting rules establishing the standards and procedures used in disbursing those funds; to ISAC establishing policy outside of rule by announcing the 11/30/11 deadline for application for FFY 12 funds prior to adoption of these emergency rules; and to ISAC using emergency rulemaking to implement its policies for this Program when it had time to use the proposed rulemaking process. The motion passed unanimously.

CONSIDERATION OF OTHER RULEMAKINGS

Co-Chair Crotty asked if any members requested consideration of any other rulemaking. No member requested consideration of any rulemakings on the No Objection list.

CERTIFICATION OF NO OBJECTION

Senator Righter moved, seconded by Representative Saviano, that the Committee inform the agencies to whose rulemakings the Committee did not vote an Objection or an Extension, or did not remove from the No Objection List, that the Committee considered their respective rulemakings at the monthly meeting and, based upon the Agreements for modification of the rulemakings made by the agencies, no Objections will be issued. The motion passed unanimously.

AGENCY RESPONSES

Department of Financial and Professional Regulation – Private Detective, Private Alarm, Private Security, and Locksmith Act of 2004 (68 Ill. Adm. Code 1240; 35 Ill. Reg. 6687)

Due to the appropriateness of responses from both DFPR and the Department of State Police, no further action.

Illinois Racing Board – Medication (11 Ill. Adm. Code 603; 35 Ill. Reg. 15296) (Emergency)

Due to the appropriateness of the Board's response, no further action.

MARCH MEETING DATE

Co-Chair Crotty announced that the next monthly meeting is scheduled for Tuesday, March 6,

2012, at 9:30 a.m., Room A-1, Stratton Office Building, Springfield IL.

ADJOURNMENT

Senator Jones moved, seconded by Representative Saviano, that the meeting stand adjourned. The motion passed unanimously.

Min:1202Feb